

**CITY OF SAN DIEGO
ETHICS COMMISSION**

Office of the Executive Director

MEMORANDUM

DATE: June 19, 2015

TO: Council President Sherri Lightner and Members of the Charter Review Committee

FROM: Stacey Fulhorst, Executive Director

SUBJECT: Recommended Changes to the Election Campaign Control Ordinance [ECCO] and the Lobbying Ordinance
Docketed for Committee Consideration on July 2, 2015

One of the responsibilities of the Ethics Commission, as set forth in SDMC section 26.0414(g), is to “undertake a review of the City’s existing governmental ethics laws, and to propose updates to those laws to the City Council for its approval.” During the past year, the Commission identified the need for amendments to the laws governing professional expense committees and the disclosure of campaign contributions by lobbying entities. Following careful consideration of the relevant issues, the Commission ultimately decided to recommend the amendments described below.

Disclosure of Pending Matters by Contributors to Professional Expense Committees

The City’s campaign laws include a series of provisions related to Professional Expense Committees. In particular, elected City Officials and candidates are permitted to create such committees and accept contributions (subject to limits) to pay for professional fees and costs incurred in connection with an audit or the defense of a civil, criminal, or administrative proceeding related to an election or an official’s governmental duties. An individual making a contribution to one of these committees is required to submit a disclosure form identifying any matters that the individual has pending before the board, commission, department, or agency of which the City Official or candidate is a member.

It was recently brought to the attention of the Commission that the phrase “pending matter” is subject to various interpretations, and that the applicable laws would benefit from the addition of some clarifying language. In particular, the Commission was asked to address the following issues:

- Does a “pending matter” include only matters in which the individual contributor has a financial interest, or does it also extend to nonmonetary matters?
- What constitutes a “financial interest” in a particular matter?
- Does a registered lobbyist representing a client before an official or candidate have to disclose the client’s matter?
- When is a matter “pending” before a particular board, department, or agency? When the matter is initiated? When it appears on a meeting agenda? Somewhere in between?

After careful consideration and discussion at several Commission meetings, the Commissioners decided to recommend the following amendments:

- replace the phrase “pending matter” with the phrase “municipal decision” and incorporate the definition of “municipal decision” from the City’s lobbying laws (i.e., ordinances, resolutions, contracts, quasi-judicial decisions, decisions of the City Council or a City board, and reports to the Mayor/Council/Council Committees);
- add new language to clarify that a decision is “pending” before the official or candidate if it is “reasonably foreseeable” (the same phrase used in local and state conflict of interest laws) that it will be acted upon by that official or candidate or by the governmental body on which he or she sits;
- add new language to clarify that only individuals who have a financial interest in a municipal decision need to identify the decision on the disclosure form, and model the criteria for “financial interests” on comparable criteria used in local and state conflict of interest laws;
- exclude lobbyists from having a disclosable financial interest in a municipal decision merely because a client is financially interested in the decision, and explain that lobbyists need not identify their personal financial interests in a pending municipal decision if they have already reported the decision and their contributions on a lobbying quarterly report (see corresponding recommendation below);
- incorporate a \$100 contribution threshold such that individuals who contribute less than \$100 do not have to complete a disclosure form; and,
- establish a paper-filing deadline for the disclosure forms of ten calendar days after the applicable campaign statement is required to be filed electronically.

Disclosure of Campaign Contributions and Fundraising Activities on Lobbyist Reports

In conjunction with the proposed changes to ECCO outlined above, the Commission recommends updating the Lobbying Ordinance to require lobbying entities to disclose contributions and fundraising activities for professional expense committees (in addition to their current obligation to report regular campaign contributions and fundraising activities for City

candidates and committees). In addition, the Commission recommends expanding the current disclosure requirements to require lobbying entities to disclose contributions made by their sponsored committees. An organization is deemed to be a “sponsor” of a committee if it meets any of the following criteria:

- the committee receives 80 percent or more of its contributions either from the organization or from the organization’s members, officers, employees or shareholders; or
- the organization collects contributions for the committee by use of payroll deductions or dues from its members, officers or employees; or
- the organization provides, alone or in combination with other organizations, all or nearly all of the administrative services for the committee; or
- the organization sets, alone or in combination with other organizations, the policies for soliciting contributions or making expenditures of committee funds.

SDMC § 27.2903; FPPC Regulation 18419.

Although current law requires lobbying entities to disclose the contributions they make to independent committees formed to support or oppose City candidates, they are not required to disclose similar contributions made by committees they sponsor. This is a significant omission in light of the fact that both business and labor organizations have established and funded sponsored committees that serve as the vehicles for their campaign activities. Moreover, the current situation results in a considerable imbalance in disclosure requirements: a lobbying entity that makes a contribution from its general fund must disclose the contribution, whereas a lobbying entity that puts money in its sponsored committee and then makes a contribution from the sponsored committee does not have to disclose the contribution. In order to address this situation, the Commission recommends expanding the current disclosure requirements to include contributions made by a lobbying entity’s sponsored committee.

Additional Proposed Amendments

The package of amendments proposed by the Commission includes additional changes that are either housekeeping in nature or necessary to reflect recent updates in corresponding state law. The proposed amendments to ECCO include the following:

- non-substantive revisions to the definitions of “independent expenditure” and “member communication” to ensure consistency with state law;
- modifications to the rules governing surplus funds to mirror recent changes in state law;

- additional recordkeeping requirements applicable to campaign advertisements (existing state and local recordkeeping laws do not address these records);
- modifications to the notification language that must be printed on candidate contribution solicitations concerning the prohibition against reimbursing contributions (money laundering) to clarify that the prohibition applies to individuals as well as business entities, while recognizing that the prohibition does not apply to situations involving a disclosed intermediary; and
- language clarifying that the law governing monetary contributions from sole proprietorships applies to non-monetary contributions as well.

The housekeeping amendments to the Lobbying Ordinance include updates to the definitions of "City Official" and "public hearing," and non-substantive changes to the disclosure of client compensation by lobbying firms.

Strike-out versions of the proposed amendments are attached for your review.



Stacey Fulhorst
Executive Director

Attachments

cc: Honorable Mayor
Independent Budget Analyst
Sharon Spivak, Deputy City Attorney

SAN DIEGO ETHICS COMMISSION REVIEW OF THE CITY'S Election Campaign Control Ordinance

PROPOSED AMENDMENTS

May 15, 2015

Chapter 2: Government

Article 7: Elections, Campaign Finance and Lobbying

Division 29: Election Campaign Control Ordinance

§27.2903 Definitions

Unless otherwise defined in this section, or the contrary is stated or clearly appears from the context, the definitions of the Political Reform Act of 1974 (Government Code sections 81000 et seq.) and the definitions contained in the regulations adopted by the Fair Political Practices Commission shall govern the interpretation of this division.

Agent through Independent expenditure [No change in text.]

Independent expenditure committee means any person who makes independent expenditures totaling \$1,000 or more within a single calendar year without also receiving contributions of \$1,000 or more within a single calendar year.

Mass campaign literature through Measure [No change in text.]

Member communication means a communication directed solely to members, employees, or shareholders, or families of members, employees, or shareholders of an organization, including a communication to members of any political party, for the purpose of supporting or opposing one or more City measures or candidates for elective City office. Member communications do not include communications made by an organization for general public advertising such as broadcasting, billboards, and newspaper advertisements, or for communications to persons who are not members, employees, or shareholders, or families of members, employees, or shareholders of the organization. The meaning of member communication is intended to be consistent with the definitions contained in California Government Code section 85312 and title 2, section 18531.7 of the California Code of Regulations. Any amendments made to these authorities shall be deemed to be an amendment to the language of this definition.

Payment through Vendor [No change in text.]

§27.2924 Surplus Campaign Funds

- (a) Upon the 90th day after leaving any elected office, or at the 90th day following the end of the post-election reporting period following the defeat of a *candidate* for elective office, whichever occurs last, campaign funds under the control of a *candidate* shall be considered surplus campaign funds.
- (b) through (c) [No change to text.]

§27.2925 Accounting and Recordkeeping

- (a) In addition to any other requirements of this division, every *candidate* or *committee* that accepts *contributions* for a *City election* shall maintain records in accordance with the requirements of title 2, section 18401 of the California Code of Regulations.
- (b) The records required by section 27.2925(a) shall be kept by the *candidate* or *committee treasurer* for a period of four years following the date that the campaign statement to which they relate is filed.
- (c) Every *candidate* or *committee* paying for campaign advertisements supporting or opposing one or more *City candidates* or *City measures* shall maintain records in accordance with the following requirements:
 - (1) for *mass campaign literature* subject to section 27.2970, records that identify the date(s) of dissemination, the number of pieces disseminated, and the method of dissemination, as well as an original sample of each item of *mass campaign literature* disseminated by the committee;
 - (2) for *mass telephone communications* subject to section 27.2971, records that identify the date(s) the telephone calls were made and the number of calls made, as well as a transcript of the messages communicated and a copy of any recorded messages;
 - (3) for billboards and other large forms of advertising subject to section 27.2972, records that identify the location(s) where each advertisement was publicly displayed, the date(s) of display, the dimensions of each advertisement, the content and size of the requisite "paid for by" disclosure, as well as an advertising proof or comparable image of the advertisement in printed or electronic format; and,
 - (4) for mass media advertisements subject to section 27.2974, records that identify the publication or website where the advertisement appeared, the date(s) the advertisements appeared, the content and size of the requisite "paid for by" disclosure, as well as an advertising proof or comparable image of the advertisement in printed or electronic format.

- (d) The records required by section 27.2925(c) shall be kept by the *candidate* or *committee* for a period of four years following the date that the campaign statement to which they relate is filed.
- (e)(e) Each *candidate* and *committee* shall deliver, on demand, to any public officer having authority to enforce this division, a written authorization permitting the officer to have access to all records pertaining to the campaign *contribution* checking account.
- (d)(f) Each *candidate* and *committee* shall, on demand, make available to any public officer having authority to enforce this division all records required by this division to be maintained by the *candidate* or *committee*.

§27.2945 Notification Regarding Reimbursement Prohibition

- (a) It is unlawful for any *candidate* or *controlled committee* to solicit *contributions* for a *City candidate election* from potential contributors by distributing printed materials or using an Internet web site unless such materials or site contain at least one instance of the following statement in a prominent place printed in typeface that is easily legible, contrasts with the background, and is not smaller than the typeface used in a majority of the text in the materials or on the site: ~~“It is unlawful for any type of business entity to reimburse an individual for a contribution made by that individual to a City candidate.”~~ “It is unlawful to reimburse an individual’s contribution to a City candidate unless the reimbursement is made by another individual and the names of both individuals are provided to the candidate.”
- (b) Upon the discovery by the *candidate* or *controlled committee* that a violation of subsection (a) has occurred, such violation may be remedied by the *candidate* or *controlled committee* submitting written notice reciting the statement required by subsection (a) to all individuals who were sent the materials constituting the violation and to all individuals who made a *contribution* through the web site during the period of violation, and thereafter reporting in writing the nature of the violation and remedial action to the *Enforcement Authority*, provided that the remedial action takes place before the date of the *election* for which the solicitation was made, and no later than fourteen calendar days after the discovery of the violation.

§27.2952 Contributions from Sole Proprietorships

- (a) Notwithstanding the provisions of sections 27.2950 and 27.2951,
- (1) a *contribution* drawn from a checking account or credit card account held by an individual doing business as a sole proprietorship is considered a *contribution* from that individual for purposes of sections 27.2934 and section 27.2935, and may lawfully be received by a *candidate* for *elective City office*; and,

- (2) a non-monetary contribution in the form of goods or services donated by an individual doing business as a sole proprietorship is considered a contribution from that individual for purposes of section 27.2935, and may lawfully be received by a candidate for elective City office.
- (b) Any *candidate* disclosing on a campaign statement the source of a *contribution* received pursuant to subsection (a) shall identify the full name of the individual contributor notwithstanding the name of the sole proprietorship on the face of the a check or on the a credit card account.
- (c) The provisions of this section apply solely to ~~entities recognized~~ individuals treated as sole proprietorships under federal tax laws, and do not apply to a *contribution* drawn from a checking account or credit card account held by a corporation, partnership, limited liability company, or any other type of business entity, or to a non-monetary contribution made by such entities.

§27.2965 Professional Expense Funds

- (a) Every elected *City Official* and every *candidate* for *elective City office* shall be permitted to establish and maintain one *professional expense committee* and one professional expense checking account for the purpose of soliciting, accepting, and spending professional expense funds.
- (b) In addition to *contributions* received in connection with seeking an elective *City* office, any elected *City Official* or *candidate* for *elective City office* may receive professional expense fund *contributions* from individuals and may use such *contributions* solely for the following purposes:
 - (1) to defray *professional fees and costs* incurred in the *City Official's* or *candidate's* response to an audit of his or her campaign activity conducted by the City of San Diego Ethics Commission, the California Fair Political Practices Commission, or the California Franchise Tax Board; or
 - (2) to defray *professional fees and costs* incurred in the *City Official's* or *candidate's* legal defense to one or more civil, criminal, or administrative proceedings arising directly out of the conduct of an election campaign, the electoral process, or the performance of the *City Official's* governmental activities and duties.
- (c) It is unlawful for any individual to make, or for any elected *City Official* or *candidate* to solicit or accept from any individual, professional expense fund *contributions* totaling more than \$500 during a single calendar year in connection with an audit or a civil, criminal, or administrative proceeding identified in the Statement of Organization required by section 27.2966(b). This dollar amount is subject to changes in the Consumer Price Index as described in section 27.2937.

- (d) An individual's *contributions* to a *professional expense committee* do not count toward the campaign *contribution* limits set forth in section 27.2935, and are not subject to the time limits set forth in section 27.2938.
- (e) ~~It is unlawful for any individual to make a *contribution* to a *professional expense committee* without accompanying the *contribution* with a disclosure form identifying the particulars of all matters, if any, that such individual has pending before the board, commission, department, or agency of which the *City Official* or *candidate* maintaining the *professional expense committee* is a member or employee. When filing the campaign statements required by section 29.2967, the *professional expense committee* shall attach to such statement a copy of each disclosure form received pursuant to this subsection.~~
- (e) Every individual making *contributions* totaling \$100 or more to a *professional expense committee* shall accompany such *contributions* with a signed disclosure form indicating whether the individual has a financial interest in any municipal decisions pending before the applicable *City Official* or *candidate*. If the individual has such a financial interest, he or she shall describe the nature of the interest on the disclosure form.
- (1) For purposes of this subsection:
- (A) the term "municipal decision" has the same meaning as set forth in San Diego Municipal Code section 27.4002;
- (B) a municipal decision is pending before a *City Official* or *candidate* if it is reasonably foreseeable that it will be acted on by the *City Official* or *candidate* or by any governmental body of which that *City Official* or *candidate* is a member;
- (C) the term "governmental body" means the *City Council*, any *City Council* committee, the board of directors of any *City* agency, and any *City* board, commission, committee, or task force; and,
- (D) an individual has a financial interest in a municipal decision if:
- (i) the individual or any member of the individual's immediate family is a claimant, applicant, respondent, contracting party, or otherwise named as a party to the decision; or,
- (ii) the individual or any member of the individual's immediate family holds a managerial level position, or has a 10% or greater ownership interest, in a business entity that is a claimant, applicant, respondent, contracting party, or otherwise named as a party to the decision; or,

- (iii) the individual or any member of the individual's immediate family has an ownership interest in real property that is the subject of the decision; or,
 - (iv) it is reasonably foreseeable that the decision will have a direct or substantial financial impact on real property in which the individual or any member of the individual's family has an ownership interest.
- (2) It is unlawful for a *professional expense committee* to deposit contributions totaling \$100 or more from any individual without first obtaining a signed disclosure form from that individual.
 - (3) Within 10 calendar days of the filing deadline applicable to the campaign statement required by section 29.2967, the *professional expense committee* shall file with the *City Clerk* a copy of each disclosure form received during the reporting period pursuant to this subsection.
 - (4) Notwithstanding any other provisions of this subsection, an individual is not required to identify a financial interest in a municipal decision on the disclosure form if both of the following are true:
 - (A) the individual's *contributions* are required to be disclosed by a lobbying firm or organization lobbyist in accordance with San Diego Municipal Code section 27.4017; and,
 - (B) the specific municipal decision in which the individual has a financial interest has been identified on the most recent registration form or quarterly disclosure report filed by the lobbying firm or organization lobbyist.
 - (f) It is unlawful for a *person* other than an individual to make a *contribution* to a *professional expense committee*. It is unlawful for a *City Official* or *candidate* to solicit or accept a *contribution* for a *professional expense committee* from any *person* other than an individual.

§27.2971 Telephone Communications

- (a) It is unlawful for any *candidate* or *committee* to engage or hire others to engage in *mass telephone communications* unless the communications include a statement that the communications are "paid for by," "authorized by," or are otherwise being made "on behalf of" immediately followed by the name of each *candidate* or *committee* that is paying for any of the resources used for the communications or that is otherwise authorizing the communication. For purposes of this subsection, "resources" include the purchase of a contact list, the development of a script, overhead expenses, and telephone charges. The type of disclosure required by this section shall be determined as follows:

- (1) A call is “paid for by” a *candidate* or *committee* when the *candidate* or *committee* pays directly for the call or pays another *person* to make the call on its behalf.
 - (2) A call is “authorized by” a *candidate* or *committee* if a *person* pays for the call at the behest of the *candidate* or *committee* and that *payment* is a *contribution* to the *candidate* or *committee*.
 - (3) Notwithstanding subsections (a)(1) and (a)(2), a call is made “on behalf of” a *candidate* or *committee* when it is made by a volunteer at the direction of the *candidate* or *committee*.
- (b) The statement required pursuant to subsection (a) shall be clearly audible and at the same general volume as the rest of the telephone message.
 - (c) If the telephone communication is a recording, the statement required pursuant to subsection (a) shall be played at the same speed as the rest of the message.
 - (d) If the telephone communication is paid for by a *controlled committee*, the name of the *candidate* controlling the *committee* shall be included in addition to the information required by subsection (a).
 - (e) Any *candidate* or *committee* paying for a live or recorded telephone communication subject to this section shall maintain ~~for four years a transcript of the message being communicated, a copy of any recorded messages, and a record of the number of calls for each message~~ records relating to such communications in accordance with section 27.2925(c).
 - (f) The disclosure requirements set forth in this section shall not apply to a *candidate* personally engaging in a live telephone communication or to a *member communication* by an organization that is not a political party.

SAN DIEGO ETHICS COMMISSION REVIEW OF THE CITY'S Municipal Lobbying Ordinance

PROPOSED AMENDMENTS

Rev. April 20, 2015

Chapter 2: Government Article 7: Elections, Campaign Finance and Lobbying Division 40: Municipal Lobbying

§27.4002 Definitions

All defined terms in this division appear in italics. Unless the context otherwise indicates, the defined terms have the meanings set forth below.

Activity Expense to City Board [No change in text.]

City Official means any of the following officers or employees of the *City*, which includes all *City* agencies: elected officeholder; Council staff member; Council Committee Consultant; Council Representative; Assistant City Attorney; Deputy City Attorney; General Counsel; Assistant General Counsel; Chief; Assistant Chief; Deputy Chief; Assistant Deputy Chief; ~~City Manager~~; ~~Assistant City Manager~~; ~~Deputy City Manager~~; ~~Management Assistant to City Manager~~; City Treasurer; City Auditor; Assistant City Auditor; and City Comptroller; Independent Budget Analyst; Budget/Legislative Analyst; Financial Operations Manager; City Clerk; Labor Relations Manager; Facility Manager; Retirement Administrator; Director; Assistant Director; Deputy Director; Assistant Deputy Director; Chief Executive Officer; Chief Operating Officer; Chief Financial Officer; Chief Investment Officer; Assistant Investment Officer; President; and Vice-President; and Assistant Vice President. *City Official* also means any member of a *City Board* and any candidate who has been elected to office but not yet sworn in.

Client to Expenditure lobbyist [No change in text.]

Fundraising activity means soliciting, or directing others to solicit, *contributions* from one or more contributors, either personally or by hosting or sponsoring a fundraising event, and either: ~~(a) personally delivering \$2,000 or more in contributions to a candidate, a candidate's controlled committee, or a committee primarily formed to support or oppose one or more candidates, or (b) identifying oneself to a candidate, a candidate's controlled committee, or a committee primarily formed to support or oppose one or more candidates as having any degree of responsibility for \$2,000 or more in contributions received as a result of that solicitation.~~

(a) personally delivering \$2,000 or more in *contributions* to:

- (1) a candidate's election committee;
- (2) a candidate-controlled ballot measure committee;
- (3) a candidate's (including an elected City Official's) professional expense committee; or,
- (4) a committee primarily formed to support or oppose one or more candidates, or,
- (b) identifying oneself to a *candidate* or a committee identified in subsection (a) as having any degree of responsibility for \$2,000 or more in *contributions* received as a result of that solicitation.

Gift to Person [No change in text.]

Public hearing means any meeting as defined by the Ralph M. Brown Act ~~where a public record is kept of who spoke and who was represented by a lobbyist testifying at that hearing.~~

Public official to Travel expenses [No change in text.]

§27.4009 Contents of Registration Form

- (a) Every *lobbying firm* shall file with the City Clerk a registration form that contains the following information:
 - (1) through (2) [No change in text.]
 - (3) a listing of all owners, officers, and *lobbyists* of the *lobbying firm* who engaged in *fundraising activities* for a current elected ~~City Official~~ Official's election committee, controlled ballot measure committee, or professional expense committee, or for a committee primarily formed to support a current elected *City Official*, during the two year period preceding the filing date, along with the name of each applicable *City Official*.
 - (4) through (9) [No change in text.]
- (b) Every *organization lobbyist* shall file with the City Clerk a registration form that contains the following information:
 - (1) through (5) [No change in text.]
 - (6) a listing of all owners, compensated officers, and *lobbyists* of the *organization lobbyist* who engaged in *fundraising activities* for a current elected ~~City Official~~ Official's election committee, controlled ballot measure committee, or professional expense committee, or for a committee primarily formed to support

a current elected *City Official*, during the two year period preceding the filing date, along with the name of each applicable *City Official*.

(7) through (11) [No change in text.]

§27.4017 Contents of Quarterly Disclosure Report

(a) Each *lobbying firm's* quarterly disclosure report shall contain the following information:

(1) [No change in text.]

(2) the name, business or mailing address, and telephone number of each *client* registered by the *lobbying firm* during the reporting period (except that if the *client* is a coalition or membership organization, such identifying information need not be disclosed for any of its members who also qualify as *clients* under section 27.4002), along with the following information for that *client*:

(A) the total *compensation*, rounded to the nearest \$1,000, that the *lobbying firm* became entitled to receive from that *client* during the reporting period for *lobbying activities* related to *lobbying* contacts that (i) took place during the reporting period, or (ii) took place on a contingency fee basis during a prior reporting period. The *lobbying firm* shall also state whether it *lobbied* on a contingency basis during the reporting period without becoming entitled to receive the contingent amount from the *client*.

(B)-(E) [No change in text.]

(3) [No change in text.]

(4) an itemization of any *contributions* totaling \$100 or more made by the *lobbying firm* or any of its owners, officers, or *lobbyists*, or by any of its sponsored committees, during the reporting period to ~~a candidate's election committee or to a committee primarily formed to support or oppose one or more candidates;~~ including the date and amount of each *contribution* and the name of the applicable committee. any of the following committees:

(A) a candidate's election committee;

(B) a candidate-controlled ballot measure committee;

(C) a candidate's (including an elected City Official's) professional expense committee; or,

(D) a committee primarily formed to support or oppose one or more candidates.

The itemization shall include the date and amount of each *contribution* and the name of the applicable committee.

- (5) ~~an itemization of any *contributions* totaling \$100 or more made by the *lobbying firm* or any of its owners, officers, or *lobbyists* during the reporting period to a *candidate*-controlled committee that is organized to support or oppose a ballot measure, including the name of the *candidate*, the date and amount of the *contributions*, and the name of the ballot measure committee.~~
- (6)(5) for each fundraising effort by an owner, officer, or *lobbyist* of the *lobbying firm* who engaged in *fundraising activities* during the reporting period:
 - (A) through (E) [No change in text.]
 - (F) the approximate amount of (i) all *contributions* personally delivered by the owner, officer, or *lobbyist* to the *candidate* or ~~campaign~~ committee; and (ii) all *contributions* for which the owner, officer, or *lobbyist* has identified himself or herself to the *candidate* or ~~campaign~~ committee as having some degree of responsibility for raising.
- (7)(6) for each owner, officer, and *lobbyist* of the *lobbying firm* who personally provided campaign-related services to a *candidate* or a *candidate*-controlled committee during the reporting period in exchange for *compensation* or pursuant to a contingency fee agreement:
 - (A) through (E) [No change in text.]
- (8)(7) for each owner, officer, and *lobbyist* of the *lobbying firm* who personally provided compensated services under a contract with the *City* during the reporting period:
 - (A) through (D) [No change in text.]
- (9)(8) a statement by a duly authorized owner or officer of the *lobbying firm* that he or she has reviewed the contents of the quarterly disclosure report and verified under penalty of perjury that based on personal knowledge or on information and belief, that he or she believes such contents to be true, correct, and complete.
- (10)(9) the printed name, title, and original signature of the individual making the statement required by subsection (a)(9) (a)(8).
- (11)(10) any other information required by regulation of the *Enforcement Authority* consistent with the purposes and provisions of this division, and as approved by the *City Council*.

(b) Each *organization lobbyist's* quarterly disclosure report shall contain the following information:

(1)-(3) [No change in text.]

(4) an itemization of any *contributions* totaling \$100 or more made by the *organization lobbyist* or any of its owners, compensated officers, or *lobbyists*, or by any of its sponsored committees, during the reporting period to a ~~*candidate's election committee*~~ or to a committee primarily formed to support or oppose one or more *candidates*, including the date and amount of each *contribution* and the name of the applicable committee. any of the following committees:

(A) a *candidate's* election committee;

(B) a *candidate-controlled* ballot measure committee;

(C) a *candidate's* (including an elected *City Official's*) professional expense committee; or,

(D) a committee primarily formed to support or oppose one or more *candidates*.

The itemization shall include the date and amount of each *contribution* and the name of the applicable committee.

~~(5)~~ an itemization of any *contributions* totaling \$100 or more made by the *organization lobbyist* or any of its owners, compensated officers, or *lobbyists* during the reporting period to a *candidate-controlled* committee that is organized to support or oppose a ballot measure, including the date and amount of the *contributions* and the name of the ballot measure committee.

~~(6)~~(5) for each fundraising effort by any of the *organization lobbyist's* owners, compensated officers, or *lobbyists* who engaged in *fundraising activities* during the reporting period:

(A) through (E) [No change in text.]

(F) the approximate amount of (i) all *contributions* personally delivered by the owner, officer, or *lobbyist* to the *candidate* or ~~campaign~~ committee; and (ii) all *contributions* for which the owner, officer, or *lobbyist* has identified himself or herself to the *candidate* or ~~campaign~~ committee as having some degree of responsibility for raising.

~~(7)~~(6) for each of the *organization lobbyist's* owners, compensated officers, and *lobbyists* who personally provided campaign-related services to a *candidate* or

a *candidate*-controlled committee during the reporting period in exchange for *compensation* or pursuant to a contingency fee agreement:

(A) through (E) [No change in text.]

~~(8)~~(7) for each of the *organization lobbyist's* owners, compensated officers, and *lobbyists* who personally provided compensated services under a contract with the *City* during the reporting period:

(A) through (D) [No change in text.]

~~(9)~~(8) a statement by a duly authorized owner or officer of the *organization lobbyist* that he or she has reviewed the contents of the quarterly disclosure report and verified under penalty of perjury that based on personal knowledge or on information and belief, that he or she believes such contents to be true, correct, and complete.

~~(10)~~(9) the printed name, title, and original signature of the individual making the statement required by subsection ~~(b)(9)~~ (b)(8).

~~(11)~~(10) any other information required by regulation of the *Enforcement Authority* consistent with the purposes and provisions of this division, and as approved by the *City* Council.

(c) [No change in text.]